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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	CR No. 11-MJ-70677-MAG
)	
Plaintiff,)	STIPULATION AND PROPOSED ORDER
)	EXCLUDING TIME UNDER FED. R. CRIM.
v.)	P. 5.1 & 18 U.S.C. § 3161 AND CONTINUING
)	STATUS CONFERENCE
CRISTINA DELORES PATINO,)	
)	CURRENT DATE: October 7, 2011
)	CURRENT TIME: 9:30 a.m.
Defendant.)	
)	PROPOSED DATE: October 20, 2011
)	PROPOSED TIME: 9:30 a.m.

1 On June 16, 2011, the defendant was arrested based on a warrant issued upon a Criminal
 2 Complaint pending in the Eastern District of Virginia. That case is pending in the Eastern
 3 District of Virginia, case number 11-MJ-455. The defendant is out of custody.

4 The parties anticipate that they will consent to the disposition of the case in the Northern
 5 District of California, where the defendant was arrested and is on bond and pretrial supervision.
 6 The parties also anticipate that the defendant will consent to proceed by information instead of
 7 indictment and waive trial in the Northern District of California. The parties are diligently
 8 preparing the necessary paperwork, which has taken some time.

9 Therefore, the parties stipulate and jointly request that, pursuant to Federal Rule of
 10 Criminal Procedure ("FRCP") 5.1(d), the time limits set forth in FRCP 5.1(c) be excluded from
 11 October 7, 2011 through October 20, 2011. The parties agree that, taking into account the public
 12 interest in prompt disposition of criminal cases, good cause exists for this extension. The parties
 13 also request that time be excluded under the Speedy Trial Act from October 7, 2011 through
 14 October 20, 2011 because the defendant needs additional time to review discovery and to
 15 conduct necessary investigation. The parties also request that the Court continue the status
 16 conference scheduled for October 7, 2011 at 9:30 a.m. to October 20, 2011 at 9:30 a.m

17 STIPULATED:

18 MELINDA HAAG
 19 United States Attorney

20 DATED: October 4, 2011

21 /s/
 22 TAREK HELOU
 23 Assistant United States Attorney

24 DATED: October 4, 2011

25 /s/
 26 ELLEN LEONIDA
 27 Attorney for Defendant Cristina Delores Patino

28 For the reasons stated above, the Court finds that exclusion of time from October 7, 2011
 through October 20, 2011 is warranted and that the ends of justice served by the continuance

1 outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161
2 (h)(7)(A); FRCP 5.1(d). The failure to grant the requested continuance would deny the defendant
3 effective preparation of counsel, and would result in a miscarriage of justice. 18 U.S.C.
4 §3161(h)(7)(B)(iv).

5
6 SO ORDERED.

7
8 DATED: October 6, 2011



LAUREL BEELER
United States Magistrate Judge